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10/596,902	08/29/2006	Satoshi Tsujii	3712174-00567	1992

29175 7590 05/12/2011	**EXAMINER**
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ART UNIT	PAPER NUMBER
2484	

NOTIFICATION DATE	DELIVERY MODE
05/12/2011	ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

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chicago.patents@klgates.com

DETAILED ACTION

Response to Arguments

1.   Applicant's arguments filed on 04/18/2011 have been fully considered but they

are not persuasive.

2.   In re pages 9-10, applicant argues that Miller discloses matrix switch which

allows multiple inputs to be directed to multiple outputs. In the multi-media matrix

switch the primary output of the matrix switch is a data stream that defines an editing

project created by a user. When the user creates the editing project, the user can

select from a number of different multimedia clips which can be assembled into a

unique presentation. Miller fails to disclose a first alternate track including video data

equivalent to video data obtained by performing a process according to the effect track,

the first alternate track being used in response to the effect track being unprocessable,

as recited in claim 1.

In response, the examiner respectfully disagrees. Miller et al. discloses from col.

6 lines 34-37 that "RAM 210 typically contains data and/or program modules that are

immediately accessible to and/or presently be operated on by processing unit(s) 202";

col. 13 lines 63-col. 14 lines 57 that "....when a user creates an editing project, they can

select from a number of different multimedia clips that they can then assemble into a

unique presentation.....video source can have transitions....and effects.....transition

object is a way to change between two or more sources.......effect object can operate on

a single source or on a composite of sources.....effect can comprises a black-and-white

effect....."; fig. 21, col. 19 lines 35-51 that "…..the data structure includes three tracks,

each of which contains one of the sources. The sources are arranged in the tree

structure in the order of their priority, starting with the lowest priority source on the left

and proceeding to the right…an effect…associated with source B…..transition attached

to…..source C" Miller et al. discloses in fig. 2, a memory device (RAM) storing

instructions which when executed by the processor. Miller et al. also discloses a user-

defined editing project, wherein, when a user creates an editing project, they can select

from a number of different multimedia clips that they can then assemble into a unique

presentation. Each individual clip represents a source of digital data or a source

stream. Video source can have transitions and effects applied on them. The sources

are arranged in the tree structure in the order of their priority. Furthermore, Miller et al.

discloses a first alternate track, for example, in fig. 21, a alternate track is "B" which

includes video data and being used in response to the track "A" which being

unprocessable. Source "A" doesn't have any transition object to change between two or

more sources or any effect object video stream presentation format. We can broadly

interpret "unprocessable" as which is not process by adding any transition object or any

effect object. The priority level of the source A, B, and C, starting with lowest priority

source from A to C. Source A has low priority than source B and C. Therefore, the first

alternate track is meet by the source B or C including video data equivalent to video

data obtained by performing a priority process, wherein, the first alternate track B or C

being used in response to the effect track A being uprocessable.

3.   Claims 7, 9-11, 13 are rejected for the same reason as discussed in the

corresponding paragraph 2 above.

Conclusion

Any inquiry concerning this communication or earlier communications from the

examiner should be directed to NIGAR CHOWDHURY whose telephone number is

(571)272-8890. The examiner can normally be reached on 9-5.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's

supervisor, Thai Tran can be reached on 571-272-7382. The fax phone number for the

organization where this application or proceeding is assigned is 571-273-8300.

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NC
05/05/2011

/Thai Tran/
Supervisory Patent Examiner, Art Unit 2484